

10/10/00

Jc868 U.S. PTO

10-12-00

A

9C925 U.S. PTO

09/686123

10/10/00

Please type a plus sign (+) inside this box → ☐

PTO/SB/05 (4/98)

Approved for use through 09/30/2000. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> (Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))	Attorney Docket No.	SYM-606C
	First Inventor or Application Identifier	Gernert et al.
	Title	Data Reconciliation Between a computer...
	Express Mail Label No.	EL575423369US

<b>APPLICATION ELEMENTS</b> See MPEP chapter 600 concerning utility patent application contents.	<b>ADDRESS TO:</b> Assistant Commissioner for Patents Box Patent Application Washington, DC 20231				
<p>1. <input type="checkbox"/> * Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original and a duplicate for fee processing)</p> <p>2. <input checked="" type="checkbox"/> Specification [Total Pages 19] - Descriptive title of the Invention - Cross References to Related Applications - Statement Regarding Fed sponsored R &amp; D - Reference to Microfiche Appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure</p> <p>3. <input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 11]</p> <p>4. Oath or Declaration [Total Pages 4] a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application (37 C.F.R. § 1.63(d)) (for continuation/divisional with Box 16 completed) i. <input checked="" type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).</p> <p>5. <input type="checkbox"/> Microfiche Computer Program (Appendix)</p> <p>6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. <input type="checkbox"/> Computer Readable Copy b. <input type="checkbox"/> Paper Copy (identical to computer copy) c. <input type="checkbox"/> Statement verifying identity of above copies</p>					
<b>ACCOMPANYING APPLICATION PARTS</b>					
<p>7. <input checked="" type="checkbox"/> Assignment Papers (cover sheet &amp; document) <input checked="" type="checkbox"/> Copy</p> <p>8. <input checked="" type="checkbox"/> 37 C.F.R. § 3.73(b) Statement (when there is an assignee) <input checked="" type="checkbox"/> Power of Attorney <input checked="" type="checkbox"/> Copy</p> <p>9. <input type="checkbox"/> English Translation Document (if applicable)</p> <p>10. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations</p> <p>11. <input checked="" type="checkbox"/> Preliminary Amendment</p> <p>12. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)</p> <p>13. <input type="checkbox"/> * Small Entity Statement filed in prior application, Status still proper and desired (PTO/SB/09-12)</p> <p>14. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)</p> <p>15. <input type="checkbox"/> Other:</p>					
<p><b>16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:</b></p> <p><input type="checkbox"/> Continuation <input checked="" type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No: 09/166,816</p> <p>Prior application information: Examiner Lee T Group / Art Unit: 2758</p> <p><b>For CONTINUATION or DIVISIONAL APPS only:</b> The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.</p>					
<b>17. CORRESPONDENCE ADDRESS</b>					
<input type="checkbox"/> Customer Number or Bar Code Label (Insert Customer No. or Attach bar code label here) or <input type="checkbox"/> Correspondence address below					
Name	Marc S Hanish D'Alessandro & Ritchie				
Address	P.O. Box 640640				
City	San Jose	State	CA	Zip Code	95164-0640
Country		Telephone		Fax	

Name (Print/Type)	Marc S. Hanish	Registration No. (Attorney/Agent)	42,626
Signature	<i>Marc S. Hanish</i>	Date	10/10/00

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Alex M. Gernert and Daniel L. Scheve.

Filed: Herewith

Serial No. [Not yet assigned; this application is a  
divisional of co-pending application SN  
09/166,816 filed October 5, 1998]

For: DATA RECONCILIATION BETWEEN A  
COMPUTER AND A MOBILE DATA  
COLLECTION TERMINAL

Art Unit: Not yet assigned

Examiner: Not yet assigned

JC925 U.S. PTO  
09/686123  
10/10/00

## CERTIFICATE OF MAILING

"Express Mail" mailing label no: EL575423369US

Date of Deposit: *October 10, 2000*

I hereby certify that this correspondence is being deposited  
with the United States Postal Service "Express Mail Post  
Office to Addressee" service under 37 CFR 1.10 on the  
date indicated above and is addressed to:

Box Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

*L. R. Salazar*  
Lola R. Salazar

**CONTINUING APPLICATION TRANSMITTAL LETTER**  
**37 C.F.R. § 1.53(b)**

Honorable Assistant Commissioner  
for Patents  
Box Patent Application  
Washington, D.C. 20231

Dear Sir:

This is a request for filing under the Continuing Application Procedure, 37 C.F.R. §  
1.53(b); for a divisional application of prior application Serial No. 09/166,816, naming  
inventor(s) Alex M. Gernert, Richard S. Walters, Daniel L. Scheve, Alan Herrod, John R. Klein,  
Nathaniel R. Gold, Robert Sanders, Altaf Mulla, and Gregory G. Jones on behalf of Symbol

Technologies, Inc., entitled, "DATA RECONCILIATION BETWEEN A COMPUTER AND A MOBILE DATA COLLECTION TERMINAL", including Utility Patent Application Transmittal, 19 pages of specification, 8 pages of claims, 11 sheets of drawing figures, and 1 pages of Abstract. Also enclosed herewith is a copy of the original executed Assignment and Combined Declaration/Power of Attorney.

The attorney's Docket Number of this application is SYM-606C.

Kindly address all communications regarding this application to:

Marc S. Hanish  
D'Alessandro & Ritchie  
P.O. Box 640640  
San Jose, California 95164-0640  
Telephone (408) 441-1100

Please find enclosed two checks one the amount of \$690.00 for the filing fee for a large entity and one check in the amount of \$130.00 for an "Amendment, Petition and Fee Deleting Correctly Named Persons who are not Inventors of Invention Now being Claimed – Non provisional Application", calculated as follows:

Basic Filing Fee:	\$690.00
<u>Petition to delete Inventors</u>	<u>\$130.00</u>
Total Filing Fee:	\$820.00

In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, the Assistant Commissioner is hereby authorized to charge or credit the difference to our Deposit Account No. 04-0025. A duplicate of this page is enclosed.

Respectfully submitted,  
D'ALESSANDRO & RITCHIE



Marc S. Hanish  
Reg. No. 42,626

Dated: 10/10/00

D'Alessandro & Ritchie  
P.O. Box 640640  
San Jose, CA 95164-0640  
(408) 441-1100

Practitioner's Docket No. SYM-606C

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Alex M. Gernert and Daniel L. Scheve

Application No.: 09 /166,816

Group No.: 2758

Filed: 10/5/98

Examiner: Lee T.

For: DATA RECONCILIATION BETWEEN A COMPUTER AND A MOBILE DATA COLLECTION  
TERMINAL

Assistant Commissioner for Patents  
Washington, D.C. 20231

AMENDMENT, PETITION AND FEE DELETING CORRECTLY  
NAMED PERSON(S) WHO ARE NOT INVENTOR(S) OF INVENTION  
NOW BEING CLAIMED—NONPROVISIONAL APPLICATION—  
(37 C.F.R. § 1.48(b))

NOTE: The correction of the inventorship can be made with respect to the inventors originally named or where the inventorship was corrected after filing under § 1.48(a) and, subsequent to that correction, prosecution of the application required additional correction under § 1.48(b). 62 Fed. Reg. 53,131, at 53,139 (Oct. 10, 1997).

NOTE: "If the correct inventors are named in a nonprovisional application, other than a reissue application, and the prosecution of the application results in the amendment or cancellation of claims so that fewer than all of the currently named inventors are the actual inventors of the invention being claimed in the application, an amendment must be filed deleting the name or names of the person or persons who are not inventors of the application being filed." 37 C.F.R. § 1.48(b).

1. This amendment and petition under 37 C.F.R. § 1.48(b) is to delete the name(s) of the following person(s) named as inventor(s) and who is (are) not the inventor(s) of the invention now being claimed: Richard S. Walters, Alan Herrod, John R. Klein,  
Nathaniel R. Gold, Robert Sanders, Altaf Mulla and Gregory  
G. Jones, James Fuccello and Donald E. Schaefer

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: 10/10/00

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office.

Lola R. Salazar  
Signature

Lola R. Salazar  
(type or print name of person certifying)

(Amendment, Petition and Fee Deleting Correctly Named Person(s) Who Are Not Inventor(s) of Invention Now Being Claimed (37 C.F.R. § 1.48(b)) [9-21]—page 1 of 2)

**2. Claim(s) Now on File**

The claim(s) in this application are as follows:

*(check and complete all applicable items)*

- ☒ originally filed claim(s) 27-29
- ☐ originally filed claim(s) \_\_\_\_\_  
as amended on \_\_\_\_\_
- ☒ claim(s) 35-41 filed on 10/10/00
- ☐ claim(s) \_\_\_\_\_ filed on \_\_\_\_\_  
as amended on \_\_\_\_\_

**3. Status of Inventorship After Amendment**

*(check the following, item if all the inventor(s) remaining after this petition and amendment is accepted are not the inventor(s) of the subject matter of all the claim(s) now being claimed)*

- ☐ Attached is an explanation of the facts; including the ownership of all the claim(s) at the time the last claimed invention was made (Declaration of Inventorship and Common Ownership of Claims in Application).

**4. Fee (37 C.F.R. § 1.17(i))**

The fee required by is paid as follows:

- ☒ Enclosed is a check for \$130.00.
- ☐ Charge Account \_\_\_\_\_ for any fee deficiency.
- ☐ Charge Account \_\_\_\_\_ the sum of \$130.00.

Reg. No.: 42,626

Tel. No.: (408 ) 441-1100

Customer No.:



SIGNATURE OF PRACTITIONER

Marc S. Hanish

*(type or print name of practitioner)*

P.O. B ox 640640

P.O. Address

San Jose, CA 95164-0640